

JFW

Certification of Facsimile Transmission

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent & Trademark Office to Fax No. (571-273-0025) on July 14, 2008.

Debra M. Szumowski  
Name

Signature

DOCKET: CS-2170

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: Hung-Jin KIM )  
PATENT NO: 6,809,966 ) Group Art Unit:  
ISSUE DATE: October 26, 2004 ) 2814  
TITLE: NON-VOLATILE SEMICONDUCTOR MEMORY )  
DEVICE AND FABRICATING METHOD THEREOF ) Examiner:  
SERIAL NO: 10/652,499 filed September 2, 2003. ) Pham, Hoai V.

FAX RECEIVED  
JUL 14 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Attention: Office of Petitions

**PETITION UNDER 37 CFR 1.183**  
**TO WAIVE REQUIREMENTS OF 37 CFR 3.81**  
**& INCLUDE SECOND ASSIGNEE'S NAME ON PATENT**

Dear Sir:

This is in response to the Decision mailed October 22, 2007, a copy of which is attached.

This is a petition under 37 CFR 1.183 requesting that the requirements of 37 CFR 3.81 be waived.

At the time of payment of the issue fee, an inadvertent error was made by the previous attorney of record in this application, in the indication of the assignee's name in Box 3 of the Issue Fee Transmittal Form (PTOL-85).

-2-

The correct name of the assignee, which should appear in Section [73] of the title page of the patent document, should be:

Hynix Semiconductor Inc. of Kyoungki-do, Republic of Korea.

An Assignment from the inventor to Hynix Semiconductor Inc. was recorded on May 24, 2001 under Reel/Frame 011847/0661 in applicant's parent application, Serial No. 09/863,448 filed May 24, 2001, which issued as Patent 6,501,124.

The subject Patent (No. 6,809,966) is a division of U.S. Serial No. 10/196,126 filed July 17, 2002 (Patent 6,635,531), which is a division of U.S. Serial No. 09/863,448 filed May 24, 2001 (Patent 6,501,124).

Copies of the following documents, in support of this petition, are also attached:

1. A current copy of the Patent Assignment Details from the USPTO website (obtained June 18, 2008), which reflects the details of the Assignment recorded in favor of Hynix Semiconductor Inc. in applicant's parent application, Serial No. 09/863,448.
2. Patent Assignment from U.S. Serial No. 09/863,448 filed May 24, 2001, which includes a conveyance of rights to any continuations, divisions, etc. filed from this parent application.
3. Power of Attorney recently submitted, which includes a Statement Under 37 CFR 3.73(b). The Statement Under 37 CFR 3.73(b) is signed by an officer of Hynix Semiconductor Inc., the assignee of the entire right, title and interest in the patent by virtue of the Assignment recorded on May 24, 2001 at Reel/Frame 011847,0661.

Please charge our Deposit Account No. 12-0400 in the amount of \$130 to cover the petition fee set forth in 37 CFR 1.17(h). Should any additional fee be deemed necessary, the Commissioner is authorized to charge our Deposit Account No. 12-000 in the amount thereof.

Favorable consideration of this petition as well as the issuance of the Certificate of Correction, which is being requested simultaneously herewith, is respectfully requested.

July 14, 2008

Date

/1

Respectfully submitted,



Attorney for Applicant

Woochoon W. Park, Reg. 55523  
c/o Ladas & Parry LLP  
224 South Michigan Avenue  
Chicago, Illinois 60604  
(312) 427-1300



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

October 22, 2007

Daniel Y. J. Kim  
FLESHNER & KIM  
P. O. Box 221200  
Chantilly, VA 20153-1200

Patent No.: 6,809,966 B2  
Application No.: 10/652,499  
Inventor(s): Hung-Jim Kim  
Issued: October 26, 2004  
Title: NON-VOLATILE SEMICONDUCTOR MEMORY DEVICE AND FABRICATING METHOD  
THEREOF

## Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and/or 1.323.

Assignees' names and addresses (assignment data) printed in a patent, are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Issue Fee Transmittal Form PTOL-85B. Granting of a request under 37 CFR 3.81(b) is required to correct applicant's error providing incorrect or erroneous assignment data, *before* issuance of a Certificate of Correction, under 37 CFR 1.323 (*see Manual of Patent Examining Procedures (M.P.E.P) Chp.1400, sect. 1481*). This procedure is required *at any time after the issue fee is paid*, including after issuance of the patent.

In view of the foregoing, your request, in this matter, is hereby denied.

A request to correct the Assignee under 37 CFR 3.81(b) should include:

- A. the processing fee set forth in 37 CFR 1.117(h) (currently \$130);
- B. a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; and
- C. a copy of the Notice of Recordation of Assignment Document, reflecting the reel and frame number where the assignment(s) is recorded and/or reflecting proof of *the date* the assignment was submitted for recordation.

*In the Request*, Applicant(s) may request that the file be forwarded to Certificates of Correction Branch, for issuance of a Certificate of Correction, if the Request is granted.

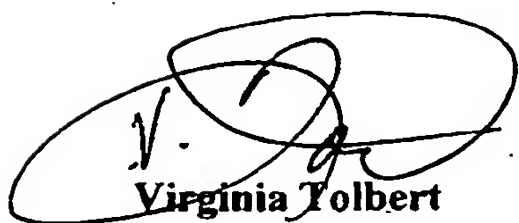
Any request under 37 CFR 3.81(b) should be directed to the following address or facsimile number:

By mail: Mail Stop PETITIONS  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

By hand: Customer Service Window  
Mail Stop Petitions  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

By fax: (571) 273-0025  
ATTN: Office of Petitions

If a fee (currently \$100) was previously submitted for consideration of a Request for Certificate of Correction, under CFR 1.323, to correct assignment data, no additional fee is required.



Virginia Tolbert  
For Cecelia Newman  
Decisions & Certificate of Correction Branch  
(703) 305-8309 or (703) 308-9390 ext 113

vt



## United States Patent and Trademark Office

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## Assignments on the Web &gt; Patent Query

## Patent Assignment Details

***NOTE: Results display only for issued patents and published applications.  
For pending or abandoned applications please consult USPTO staff.***

Reel/Frame: 011847/0661

Pages: 2

Recorded: 05/24/2001

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

## Total properties: 1

1 Patent #: 6501124 Issue Dt: 12/31/2002 Application #: 09863448 Filing Dt: 05/24/2001  
Publication #: US20020018364 Pub Dt: 02/14/2002  
Title: NON-VOLATILE SEMICONDUCTOR MEMORY DEVICE

## Assignor

1 KIM, HUNG-JIN

Exec Dt: 05/18/2001

## Assignee

1 HYNIX SEMICONDUCTOR INC.  
SAN 136-1, AMI-RI, BUBAL-EUB  
ICHON-SHI, KYOUNGKI-DO, KOREA, REPUBLIC OF

## Correspondence name and address

FLESHNER & KIM, LLP  
DANIEL Y.J. KIM  
P.O. BOX 221200  
CHANTILLY, VA 20153-1200

Search Results as of: 06/18/2008 10:33 AM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350, v.2.0.1  
Web interface last modified: April 20, 2007 v.2.0.1

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06-04-2001



101736005

## RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

1-31-92

DOCKET NO.: HME/D-010

PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereto:

## 1. Name of conveying party(ies):

Hung-Jin KIM

MRD  
5-24-01

## 2. Name and address of receiving party(ies):

Name: Hynix Semiconductor Inc.

Internal Address:

Additional name(s) of conveying party(ies) attached? Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ OtherStreet Address: San 136-1, Ami-ri, Bubal-eubCity: Ichon-shi, Kyounki-doState/Country: Korea ZIP:Execution Date: May 18, 2001Additional name(s) & address(es) attached? Yes ☒ No

## 4. Application number(s) or patent number(s):

If the document is being filed together with a new application, the execution date of the application is: May 18, 2001A. Parent Application No(s). 09863448  
Filed:

B. Patent No(s)

Additional numbers attached? Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: FLESHNER & KIM, LLP

Internal Address:

Street Address: P. O. Box 221200City: ChantillyState: VAZIP: 20153-1200

## 6. Total number of applications and patents involved: 1

7. Total fee (37 C.F.R. 3.41)..... \$40.00☒ Enclosed (Check No. 00474)

Authorized to be charged to deposit account

## 8. Deposit account number:

16-0607

DO NOT USE THIS SPACE

## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*Daniel Y.J. Kim, Reg. No. 36,186

Name and Registration No. of Person Signing

Signature

May 24, 2001

Date

Total number of pages including cover sheet: 2

CMB No. 0851-0011 (exp. 4/94)

PATENT  
REEL: 011847 FRAME: 0661

Docket No.: HME/D-010ASSIGNMENT

In consideration of the premises and other good and valuable consideration in hand paid, the receipt and sufficiency of which is hereby acknowledged, the undersigned,

(1) Hung-jin KIM (4) \_\_\_\_\_  
 (2) \_\_\_\_\_ (5) \_\_\_\_\_  
 (3) \_\_\_\_\_ (6) \_\_\_\_\_

who have made a certain new and useful invention, hereby sell, assign and transfer unto

Hynix Semiconductor Inc.  
520 136-1, Ami-ri, Bubal-cub  
Ichon-shi, Kyoungki-do, Korea

its successors and assigns (hereinafter designated "ASSIGNEE") the entire right, title and interest for the United States of America as defined in 35 U.S.C. 100 in the invention entitled

NON-VOLATILE SEMICONDUCTOR MEMORY DEVICE AND FABRICATING METHOD THEREOF

(a) for which an application for United States Letters Patent was filed on \_\_\_\_\_, and identified by United States Serial No. \_\_\_\_\_; or

(b) for which an application for United States Letters Patent was executed on \_\_\_\_\_.

and the undersigned hereby authorize and request the United States Commissioner of Patents and Trademarks to issue any and all United States Letters Patent which may be granted therefor and/or that claim priority thereto and any and all extensions, divisions, reissues, substitutes, renewals, continuations, or continuations-in-part thereof and/or that claim priority thereto, and the right to all benefits under the International Convention for the Protection of Industrial Property to the said ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns and legal representatives; the undersigned agree that the attorneys of record in said application shall hereafter act on behalf of said ASSIGNEE;

AND the undersigned hereby agree to transfer a like interest, and to render all necessary assistance in making application for and obtaining original, divisional, reissued or extended Letters Patent of the United States, upon request of the said ASSIGNEE, its successors, assigns and legal representatives, and without further remuneration, in and to any improvements, and applications for patent based thereon, growing out of or related to the said invention; and to execute any papers by the said ASSIGNEE, its successors, assigns and legal representatives, deemed essential to ASSIGNEE's full protection and title in and to the invention hereby transferred.

AND the undersigned hereby grants the firm of FLESHNER & KIM, LLP the power to insert on this assignment any further identification that may be necessary or desirable in order to comply with the rules of any issuing authority, including the United States Patent and Trademark Office, for recordation of this document.

SIGNED on the dates indicated aside our signatures:  
 INVENTORS

DATE SIGNED

1) Hung-jin Kim  
 Name: Hung-jin KIM

May 18, 2001

2) \_\_\_\_\_  
 Name: \_\_\_\_\_

3) \_\_\_\_\_  
 Name: \_\_\_\_\_

4) \_\_\_\_\_  
 Name: \_\_\_\_\_

5) \_\_\_\_\_  
 Name: \_\_\_\_\_

6) \_\_\_\_\_  
 Name: \_\_\_\_\_

RECORDED: 05/24/2001

PATENT  
 REEL: 011847 FRAME: 0662

DOCKET: CS-2170

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

APPLICANT: Hung-Jin KIM

PATENT NO: 6,809,966 (10/652,499)

ISSUE DATE: October 26, 2004

TITLE: NON-VOLATILE SEMICONDUCTOR MEMORY DEVICE  
AND FABRICATING METHOD THEREOFCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**POWER OF ATTORNEY  
REVOCATION OF PRIOR POWERS**

We hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application and hereby appoint the attorneys associated with **Customer Number 26530** to prosecute and transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identification application to:

**Customer Number 26530**Richard J. Streit  
Ladas & Parry LLP  
224 South Michigan Avenue  
Chicago, Illinois 60604  
(312) 427-1300

I am the Assignee of record of the entire interest. A Statement under 37 CFR 3.73(b) is enclosed.

April 30, 2008

Date

HYNIX SEMICONDUCTOR INC.

By: 

Title:

DOCKET: CS-2170

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

APPLICANT: Hung-Jin KIM

PATENT NO: 6,809,966 (10/652,499)

ISSUE DATE: October 26, 2004

TITLE: NON-VOLATILE SEMICONDUCTOR MEMORY DEVICE  
AND FABRICATING METHOD THEREOFCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**STATEMENT UNDER 37 CFR 3.73(b)**

HYNIX SEMICONDUCTOR INC., a corporation, states that it is the assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventor of the patent application identified above.

The assignment was recorded in the United States Patent and Trademark Office in the parent application, Serial No. 09/863,448 filed May 24, 2001 at Reel 011847, Frame 0661. A true copy of the original assignment is attached.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

HYNIX SEMICONDUCTOR INC.

April 30, 2008

Date

Telephone Number:

By: 

Title:

Certification of Facsimile Transmission

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent & Trademark Office to Fax No. (571-273-0025) on July 14, 2008.

Debra M. Szumowski  
Name

Signature

DOCKET: CS-2170

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

**FAX RECEIVED**  
JUL 14 2008

APPLICANT: Hung-Jin KIM )  
PATENT NO: 6,809,966 ) Group Art Unit:  
ISSUE DATE: October 26, 2004 ) 2814  
TITLE: NON-VOLATILE SEMICONDUCTOR MEMORY ) Examiner:  
DEVICE AND FABRICATING METHOD THEREOF ) Pham, Hoai V.  
SERIAL NO: 10/652,499 filed September 2, 2003 )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CERTIFICATE OF CORRECTION**  
**DUE TO APPLICANT'S MISTAKE (37 CFR 1.323))**

Dear Sir:

This is a Request for Certificate of Correction to include the correct name of the assignee (Hynix Semiconductor Inc.) on the title page of the patent.

A petition under 37 CFR 1.83 to correct the name of the assignee is being submitted simultaneously herewith.

At the time of payment of the issue fee, an inadvertent error was made by the previous attorney of record in this application, in the indication of the assignee's name in Box 3 of the Issue Fee Transmittal Form (PTOL-85).

The correct name of the assignee, which should appear in Section [73] of the title page of the patent document, should be:

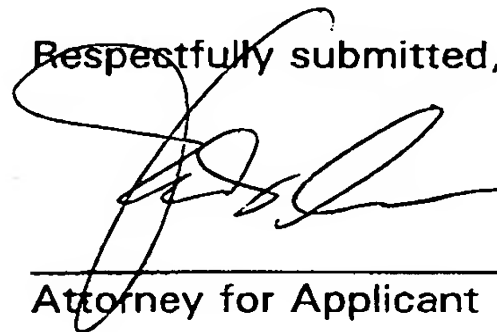
Hynix Semiconductor Inc. of Kyoungki-do, Republic of Korea.

-2-

Attached is Form PTO/SB/44, which is believed to be suitable for printing.

As the correction is not due to the Patent Office's mistake, please charge our Deposit Account No. 12-0400 in the amount of \$100. Should any additional fee be deemed necessary, the Commissioner is authorized to charge our Deposit Account No. 12-0400.

Respectfully submitted,



Attorney for Applicant

Woochoon W. Park, Reg. 55523  
c/o Ladas & Parry LLP  
224 South Michigan Avenue  
Chicago, Illinois 60604  
(312) 427-1300

July 14, 2008

Date

/3

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**CERTIFICATE OF CORRECTION**

PATENT NO: 6,809,966  
DATED: October 26, 2004  
INVENTOR(S): Hung-Jin KIM

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Section (73) delete "LG Electronics, Inc., Seoul (KR)  
And insert --Hynix Semiconductor Inc., Kyoungki-do, (KR)--

---

**MAILING ADDRESS OF SENDER:**

Ladas & Parry  
224 South Michigan Avenue  
Chicago, Illinois 60604

PATENT NO. 6809966

No. of additional copies

